IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

Bail Appl..No. 4411 of 2007()

CMP.2149/2007 of J.M.F.C.-II, CHENGANNUR
CRIME NO.92/07 OF CHENGANNUUR EXCISE RANGE.

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PETITIONER : 2ND ACCUSED:

SANTHOSH, S/O.PURUSHAN, AGED 30 YEARS,
ANCHUTHENGIL PADINJATTETHIL, ELANJIMEL MURI,
PULIYOOR, CHENGANNUR.

BY ADV. SRI.R.VINOD

RESPONDENTS: COMPLAINANT AND STATE:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 4411 of 2007

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Dated this the 20th day of July, 2007

O R D E R

Application for regular bail. Allegations are raised under the Kerala Abkari Act. The petitioner is the second accused. He was allegedly found to be in possession of 1 litre of arrack on 7.6.2007. He was arrested on 20.6.2007 and continues in custody from that date. There is no allegation of any antecedent criminality against the petitioner.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) He shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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